IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.W.P. No.801 of 2007
Date of Decision:- 6.8.2007

Sanjay ....Petitioner(s)

through
Mr.Y.P.Malik, Advocate

vs.

Rajender Singh & ors. ....Respondent(s)

through
Mr.Rajiv Sharma, Advocate
for respondents No.1 to 3

Mr.R.D.Sharma, DAG, Haryana
for respondents No.4 and 5.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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1) Whether Reporters of the local papers may be allowed to see the judgment?
2) To be referred to the Reporters or not?
3) Whether the judgment should be reported in the Digest?

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SURYA KANT, J. (ORAL)

The prayer in this petition is for issuance of a direction in the nature of habeas corpus to release Ms.Rekha, whom the petitioner claims to be his legally wedded wife.

The petitioner further alleges that since it was an inter-caste marriage, respondents No.1 to 4 who are family members of said Rekha, have refused to approve the said marriage and have forcibly abducted his wife.

Notice of motion was issued and in deference thereto, respondents No.1 to 3 are present. Learned State counsel represent respondents No.4 and 5. Ms.Rekha daughter of respondent No.1 is also present in Court.

On a specific query by the Court, she has denied that she ever performed marriage with the petitioner and has also refused to accompany him. She has categorically stated that she wants to live with her parents only.

In view of the above-stated stand taken by the alleged detenue, the desired writ cannot be issued.

Dismissed.

August 06, 2007 **(SURYA KANT)**
poonam **JUDGE**